

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF OHIO
WESTERN DIVISION AT CINCINNATI**

JOSE DOMINGUEZ
Plaintiff,

-vs-

Case No. C-1-00-938

HAROLD CARTER
Defendant,

JUDGMENT IN A CIVIL CASE

Jury Verdict.

This action came before the Court for a trial by jury. The issues have been tried and the jury has rendered its verdict.

X

Decision by Court. This action came to trial or hearing before the Court. The issues have been tried or heard and a decision has been rendered.

IT IS ORDERED AND ADJUDGED

that the Report and Recommendation of the Magistrate (doc. 11) is ADOPTED as modified and supplemented herein. Plaintiff's objections (doc. 16) are OVERRULED. Petitioner's petition for writ of habeas corpus (doc. 1) is DENIED WITH PREJUDICE and this matter is DISMISSED and TERMINATED on the docket of this Court. The Court further DIRECTS that a certificate of appealability shall not issue an appeal of this Court's Order would not be taken in good faith.

Date: August 10, 2006

JAMES BONINI, CLERK

By: s/ Paul Hennessey
Paul Hennessey, Deputy Clerk

